



City of Chicopee, Massachusetts

License Commission

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Minutes for September 24, 2009

In attendance: Chairman Pagel and Commissioners Goulette, Borowiec, Beaulieu and Grise.

Minutes for August are presented to the Board. Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Application for a Transfer, Pledge of License and Alteration of Premise for Dollywood, Inc, D/b/a The Chalet at Dollywood, 13 View St to September's Restaurant and Lounge, LLC, 92 View St with Roy O'Neill as manager. The alteration to premises is to expand the existing deck and to expand the existing kitchen. In attendance: Atty. Daniel Kelly, Roy O'Neill, Dan Lemelin and Norm Avey. Atty. Kelly informs the Board that the proposed new owners are both business owners. They have pledged the license to a bank and also to the current owner. They are planning renovations to the building which include enlarging an existing kitchen and also the deck. There are some concerns about parking but they will be utilizing some land that has been cleared which will provide extra parking. They will be focusing on the restaurant aspect of the business. They will be willing to work with the neighbors on any of their concerns. Councilor Croteau states that he is not opposed to this transfer but does have concerns. They include noise from the deck area, litter and disruption of the neighborhood. He asks that they inform the staff and the patrons to be respectful of the surrounding neighborhood which is residential. Chairman Pagel informs him that a requirement for the deck area will be that there are no speakers or entertainment allowed on the deck. Mr. O'Neill states that the first thing he does upon arrival is to inspect the area for any litter and remove it. Mr. O'Neill also states that they will be catering to an older crowd so there should not be as much disruption. Chairman Pagel disagrees and states that intoxicated people create noise. Mr. Lemelin states he is aware of these issues. Mrs. Brassard has concerns over the parking situation. She feels that parking on the neighboring streets will increase and create a public safety hazard. Chairman Pagel informs her that there are complaint forms that can filled out if there are problems. Commissioner Beaulieu makes a motion to approve. Commissioner Borowiec seconds. Motion approved 4-0. Commissioner Goulette abstains as he is an abutter to the property.

Application for a Transfer and Pledge of an All Alcohol Restaurant License for Joe-Rex, Inc, D/b/a Rex Lounge, 1264 Granby Rd to Jess-Rex, LLC, D/b/a Doc's Place, 1264 Granby Rd with Jessica Cote as manager. In attendance: Atty. Gary Ensor, Jessica Cote and Joe Harty. Chairman Pagel asks why the paperwork for the LLC has not been filed. Atty. Ensor explains the he has filed the paperwork with the state and has not heard anything from the state as of yet. Chairman Pagel also asks if Ms. Cote is TIPS certified. Ms. Cote states that she is not at this time but has been in the past. She will be looking into becoming recertified. Chairman Pagel cautions her to be careful about serving minors and not to serve intoxicated persons. Commissioner Beaulieu states that this is a residential area and to be mindful of the noise in the neighborhood. Commissioner Borowiec makes a motion to approve the transfer and pledge. Commissioner Grise seconds. Motion approved 5-0.

Special One-Day Permit revisions. Chairman Pagel informs the Board that the Fire, Planning and Building Departments have asked to review the application for Special One-Day permits. They have some concerns about events that are held outdoors and the use of tents. There was a meeting held with these departments and the City Solicitor to clarify or modify the application. The Law Department will be doing some research as well as the Fire and Building Departments suggesting changes and another meeting will be scheduled.

Application for a Special One-Day Permit (All Alcohol) for B Bar, 16 Bolduc Lane for the Relay for Life fundraiser to be held on September 26, 2009 from 1:00 PM until 8:00 PM with Patricia Coelho as applicant. (Area outside will be cordoned off and monitored, also the Relay for Life team has submitted a letter stating that all funds raised will be donated to the Relay for Life organization) Commissioner Beaulieu approves pending a walk thru of the outdoor area. Commissioner Borowiec seconds. Motion approved 5-0.

Application for a Special One-Day Permit (Wine) for St. Anne's Parish, 30 College St for an Art Auction to be held on November 14, 2009 from 6:00 PM until 7:00 PM with Rev. William Rousseau as applicant. (There will be a Wine & Cheese Social hour in the Parish Hall prior to the auction) Commissioner Beaulieu makes a motion to approve. Commissioner Goulette seconds. Motion approved 5-0.

Application for a Special One-Day Permit (All Alcohol) for the Castle of Knights Catering for the Boys and Girls Club Auction, 580 Meadow St to be held on October 2, 2009 from 6:00 PM until 10:00 PM with Scott Samuelson as applicant. Commissioner Grise makes a motion to approve. Commissioner Goulette seconds. Motion approved 4-0. Commissioner Beaulieu abstains as he is a member of the organization.

Application for a Special One-Day Permit (Beer & Wine) for St. Stanislaus Parish for the Annual Bazaar to Benefit the School Fund, 534 Front St (School Hall) to be held on October 17 from 12:00 PM until 8:00 PM & October 18, 2009 from 11:00 AM until 6:00 PM with Father Michael Zielke as applicant. Commissioner Goulette makes a motion to approve and waive the fee. Commissioner Grise seconds. Motion approved 5-0

Application for a Special One-Day Permit (Beer & Wine) for Maximum Capacity, 116 School St for the Valley Advocate Band Slam Family Event to benefit the Shriners Hospital to be held on October 10, 2009 from 11:00 AM until 8:00 PM with Donald Robert, Jr as applicant. (Portion of parking area will be fenced in and monitored). Commissioner Goulette makes a motion to approve and waive the fee. Commissioner Beaulieu seconds. Motion approved 5-0

Application for a Special One-Day Permit (Beer & Wine) for Maximum Capacity, 116 School St for an Outdoor BBQ to be held on November 25, 2009 from 2:00 PM until 1:00 AM with Donald Robert, Jr as applicant. (An enclosed tent will be monitored). Commissioner Beaulieu makes a motion to table this application until the October meeting. Commissioner Borowiec seconds. Motion approved 5-0

Application for a Common Victualer license for Cafeno's, 76 Main St with Tim Driscoll as manager (new). Commissioner Beaulieu makes a motion to approve. Commissioner Goulette seconds. Motion approved 5-0

Application for a Mobile Common Victualer for Gallagher's Olde Fashioned Service, 560 East St with Robert Galica as manager (new). Commissioner Grise makes a motion to approve. Commissioner Beaulieu seconds. Motion approved 5-0.

Application for an additional Automatic Amusement (1 Skill Touch) for the Portuguese Club, 147 Exchange St with Sergio Costa as applicant. Commissioner Borowiec makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0

Application for an additional Automatic Amusement (1 Golden Tee Golf) for the Fairview K of C Home Assoc, 1597 Memorial Dr with Ray LaMarche as applicant. Commissioner Grise makes a motion to approve. Commissioner Goulette seconds. Motion approved 5-0. Commissioner Beaulieu abstains as he is a member of the organization.

Late Files

Application for a Special One-Day Permit(Beer & Wine) for Ichabod's Tavern,460 Memorial Dr for the Annual Tow Fest to be held on October 2 from 10:00 AM until 5:00 PM, October 3 from 10:00 AM until 5:00 PM and ,October 4 from 11:00 AM until 5:00 PM with Bill Snyder as applicant. (Area will be contained with snow fence and monitored). Commissioner Beaulieu makes a motion to approve. Commissioner Grise seconds. Motion approved 5-0.

Application for a Special One-Day Permit (Beer & Wine) for My Brothers Place, 185 Grove St for a Golf Tournament After Party to held on October 11, 2009 from 11:00 AM until 9:00 PM with Larry Wojcik as applicant. (An area contingent to the deck will be cordoned off and monitored). Commissioner Goulette makes a motion to approve. Commissioner Borowiec seconds. Motion approved 5-0.

Filing fees are read into the record by Commissioner Borowiec.

Chairman Pagel informs the Board of the following ABCC Disapproval: Elks Lodge, 431 Granby Rd for the Change of Officers/Directors due to tax issues. They have been notified of who to contact at the DOR to rectify this matter. Also we have received 2 police reports and these establishments will be brought in for hearings at the October meeting. Also that the City council has requested Chairman Pagel attend a Community Development Committee meeting to update the City Council on the status of the Rivoli's liquor license.